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UNITED STATES DEPARTMENT OF COMMERCE  
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Washington, D.C. 20231

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KLUTH P.A.  
P.O. BOX 2438  
MINNEAPOLIS, MN 55402

Paper No.

32  
31(MAJ)

Appeal No.: 96-3266  
Appellant: Byoung s. Kwon  
Serial No.: 08/012,269

Hearing: Room A  
Docket: A  
Date: APRIL 18, 2000 DV  
Time: 9:00 A.M.  
Place: Room 12C07

CRYSTAL GATEWAY 2  
1225 Jefferson Davis Highway  
Arlington, VA 22202

FEB - 1 2000  
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APPEALS &  
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### NOTICE OF HEARING CONFIRMATION REQUIRED WITHIN TWENTY-ONE DAYS

Your attention is directed to 37 CFR § 1.194(a).

The above identified appeal will be heard by the Board of Patent Appeals and Interferences on the date indicated. Hearings will commence at the time set and as soon as the argument in one appeal is concluded, the succeeding appeal will be taken up.

The time allowed for argument is twenty minutes unless additional time is requested and permitted before the argument is commenced.

DV Feb. 2, 2000

**CONFIRMATION OR WAIVER OF THE ORAL HEARING IS REQUIRED.** This form must BE COMPLETED BELOW and filed with the Board of Patent Appeals and Interferences preferably by facsimile within TWENTY-ONE (21) DAYS from the mailing date of this notice, indicating confirmation or waiver of the hearing. A copy of this form may alternatively be filed by mail if facsimile is not available.

Failure to file this form within the above time period will be construed as a waiver of the request for oral hearing.

37 CFR § 1.136(a) does not apply.

By Order of the Board of Patent Appeals and Interferences

B.P.A.I. FAX No. is:  
(703) 308-7952 or (703) 308-7953  
See 1108 Off. Gaz. Pat. &  
Trademark Office 15 (Nov.14, 1989)

Clerk of the Board  
(703) 308-9797

In all communications relating to this appeal, please identify the appeal by its number.

Schwegman, Lundberg,  
Woessner & Kluth, P.A.

CHECK ONE :  HEARING ATTENDANCE CONFIRMED.  
 HEARING WAIVED.

JAN 21 2000

Date

RECEIVED  
Reg No. 34,465

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*J.33  
P.B.3.0*S/N 08/012,269PATENTIN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Byoung Kwon

Examiner: M. Mosher

Serial No.: 08/012,269

Group Art Unit: 1813

Filed: February 1, 1993

Docket: 740.009US1

Title: MURINE 4-1BB GENE (as amended)

WITHDRAWAL OF APPEAL

Assistant Commissioner for Patents  
Washington, D.C. 20231

Appellant hereby withdraws the appeal of the above-identified application to the Board of Patent Appeals and Interferences (Appeal No.: 96-3266). Appellant elects to continue prosecution and so a Continued Prosecution Application (CPA) under 37 C.F.R. § 1.53(d) which included a Preliminary Amendment was filed on February 1, 2000. Appellant respectfully requests that the present application be returned to the Examiner for further consideration.

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Respectfully submitted,

BYOUNG KWON

By their Representatives,

SCHWEGMAN, LUNDBERG, WOESSNER & KLUTH, P.A.  
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Date February 2, 2000

By

*Janet E. Embretson*  
Rcg. No. 39,665

I hereby certify that this paper is being transmitted by facsimile to the U.S. Patent and Trademark Office on the date shown below.

*Dawn M. Poole*  
Dawn M. Poole

*2-2-00*

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